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SENATE BILL 482

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

Shannon Robinson

AN ACT

RELATING TO LAW ENFORCEMENT; PROVIDING FOR A LAW ENFORCEMENT  
ARREST FEE WHEN AN ARREST IS MADE ON OUTSTANDING BENCH  
WARRANTS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of Chapter 34, Article 8A NMSA  
1978 is enacted to read:

"[NEW MATERIAL] LAW ENFORCEMENT ARREST FEE--  
DISBURSEMENT.--When a person is arrested on a bench warrant  
issued by the metropolitan court, the court shall assess a "law  
enforcement arrest fee" of one hundred dollars (\$100) against  
the person arrested; provided, however, that if the person has  
multiple bench warrants, only one law enforcement arrest fee  
shall be charged per occurrence of arrest. If the person for  
whom a bench warrant was issued voluntarily appears in court,

underscored material = new  
[bracketed material] = delete

underscored material = new  
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1 the court shall not assess the law enforcement arrest fee.  
2 The law enforcement arrest fee shall be transferred to the law  
3 enforcement agency responsible for service of the bench warrant  
4 upon which the law enforcement arrest fee is assessed. "

5 Section 2. A new section of Chapter 35, Article 6 NMSA  
6 1978 is enacted to read:

7 "[NEW MATERIAL] LAW ENFORCEMENT ARREST FEE--  
8 DISBURSEMENT.--When a person is arrested on a bench warrant  
9 issued by a magistrate court, the magistrate court shall assess  
10 a "law enforcement arrest fee" of one hundred dollars (\$100)  
11 against the person arrested; provided, however, that if the  
12 person has multiple bench warrants, only one law enforcement  
13 arrest fee shall be charged per occurrence of arrest. If the  
14 person for whom a bench warrant was issued voluntarily appears  
15 in court, the court shall not assess the law enforcement arrest  
16 fee. The law enforcement arrest fee shall be transferred to  
17 the law enforcement agency responsible for service of the bench  
18 warrant upon which the law enforcement arrest fee is assessed. "